

MEMO ENDORSED

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February 22, 2023

Via ECF and Email

Hon. Nelson S. Román
The Hon. Charles L. Briant Jr.
Federal Building and United States Courthouse
300 Quarropas St.
White Plains, NY 10601-4150

Re: *USA v. Shmiel Weingarten*, S3 19 CR 497-06
Permission for co-defendant counsel to appear at conference for Shmiel Weingarten

Your Honor:

Concerning the status conference scheduled for March 1, 2023 at 10 a.m., I will not be available as I will be away outside of the United States on that date. Stand-by counsel for co-defendant Yakov Weingarten, Francis L. O'Reilly, Esq., has agreed to appear as Stand-by counsel for Shmiel Weingarten in my absence on March 1st. Today, I consulted with Shmiel Weingarten about this proposed substitution of Stand-by counsel at the March 1st conference and he consents to this application.

Respectfully submitted,



Daniel A. Hochheiser

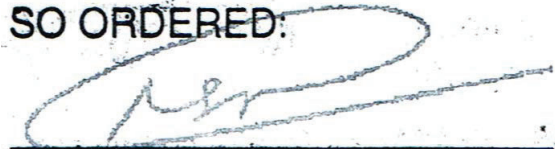
Cc: all counsel via ECF

Stand-by counsel's application is GRANTED with the consent of *pro se* Deft. Shmiel Weingarten (06). Stand-by counsel is directed to serve by any means necessary a copy of this endorsement on *pro se* Deft. S. Weingarten (06) and to file proof of service. Clerk of Court is requested to terminate the motion at ECF No. 805.

Dated: White Plains, NY

February 22, 2023

SO ORDERED:



**HON. NELSON S. ROMÁN
UNITED STATES DISTRICT JUDGE**

USDC SDNY
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